

Message

From: Mullin, Michelle [Mullin.Michelle@epa.gov]
Sent: 9/6/2019 9:52:22 PM
To: Peachey, Robert [peachey.robert@epa.gov]; Ramanauskas, Peter [ramanauskas.peter@epa.gov]
CC: Moore, Kendall [moore.kendall@epa.gov]
Subject: RE: Bard v. Monroe School District/Monsanto: Transport of Light Fixtures from MSD Transportation Shed [IWOV-pdx.FID4311645]

Thank you. I forgot <500 gallons didn't need a written approval.

Ex. 5 Attorney Client (AC)

Michelle Mullin | PCB Coordinator and Team Leader | pronouns: she, her
U.S. Environmental Protection Agency | Region 10
Land, Chemicals and Redevelopment Division
1200 6th Avenue | Ste 155
Seattle, WA 98101
p: 206.563.1616 | mullin.michelle@epa.gov

From: Peachey, Robert <peachey.robert@epa.gov>
Sent: Friday, September 6, 2019 2:38 PM
To: Ramanauskas, Peter <ramanauskas.peter@epa.gov>
Cc: Moore, Kendall <moore.kendall@epa.gov>; Mullin, Michelle <Mullin.Michelle@epa.gov>
Subject: RE: Bard v. Monroe School District/Monsanto: Transport of Light Fixtures from MSD Transportation Shed [IWOV-pdx.FID4311645]

Thanks. For the commercial storage notice:

Ex. 5 AC/DP

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Robert M. Peachey
Office of Regional Counsel
U.S. EPA Region 5 (C-14J)
77 W. Jackson Blvd.
Chicago, Illinois 60604
Phone: (312) 353.4510
Fax: (312) 692.2422
E-mail: peachey.robert@epa.gov

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From: Ramanauskas, Peter <ramanauskas.peter@epa.gov>
Sent: Friday, September 06, 2019 3:33 PM

To: Peachey, Robert <peachey.robert@epa.gov>

Cc: Moore, Kendall <moore.kendall@epa.gov>; Mullin, Michelle <Mullin.Michelle@epa.gov>

Subject: RE: Bard v. Monroe School District/Monsanto: Transport of Light Fixtures from MSD Transportation Shed [IWOV-pdx.FID4311645]

Hi all,

Sounds like Monsanto will have Veolia handle the PCB material for storage at the Veritox site in Redmond, WA. You asked about the need for commercial storage notification by Veritox. I think they will have to notify as a commercial storer, but since the volume is less than 500 gallons, they do not need a specific permit. The storage facility must still comply with the 65(b) requirements. I think they'll have to manifest this waste as well.

I added Michelle to the chain to get her input as well.

Thanks,
Peter

From: Peachey, Robert <peachey.robert@epa.gov>

Sent: Friday, September 06, 2019 11:19 AM

To: Ramanauskas, Peter <ramanauskas.peter@epa.gov>

Cc: Moore, Kendall <moore.kendall@epa.gov>

Subject: FW: Bard v. Monroe School District/Monsanto: Transport of Light Fixtures from MSD Transportation Shed [IWOV-pdx.FID4311645]

FYI

Robert M. Peachey
Office of Regional Counsel
U.S. EPA Region 5 (C-14J)
77 W. Jackson Blvd.
Chicago, Illinois 60604
Phone: (312) 353.4510
Fax: (312) 692.2422
E-mail: peachey.robert@epa.gov

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From: Campbell, Jennifer L. <JCampbell@SCHWABE.com>

Sent: Monday, August 19, 2019 11:57 AM

To: Peachey, Robert <peachey.robert@epa.gov>

Subject: Bard v. Monroe School District/Monsanto: Transport of Light Fixtures from MSD Transportation Shed [IWOV-pdx.FID4311645]

Dear Mr. Peachey,

You and I spoke previously regarding the light fixtures and associated items that are currently being stored in the Monroe School District transportation shed. My firm represents Monsanto Company, Solutia Inc. and Pharmacia LLC in

litigation involving the Sky Valley Education Center (a school in the Monroe School District). Because the light fixtures and associated items are evidence in this ongoing litigation, my clients requested that these items be preserved and not destroyed. Understanding the need to remove these items from the transportation shed, my firm has coordinated with an industrial hygienist, and that industrial hygienist in turn has coordinated with a vendor who specializes in the transport of chemicals and/or hazardous materials, so that we can properly remove and store these materials until the conclusion of the litigation involving this school. You asked that I provide additional information regarding the removal and storage of these materials, so that we can be approved to move forward to remove and store these materials.

Below is the information provided to me by the industrial hygienist regarding removal and storage of the light fixtures and associated items that are currently being stored in the Monroe School District transportation shed:

Transport and Storage of Light Fixtures and Associated Items from Monroe School

"We/Veritox, J.S. Held, will contract with company to properly package and transport the light fixtures and associated items (approximately 8, ~48" aluminum light fixture shrouds and 2 bags of apparent trash) with required transportation documents. The vendor (Veolia, Inc.) is licensed and knowledgeable in the proper transport and storage of items designated as hazardous waste including PCBs.

We will schedule with the vendor and school a day and time to package and remove the items from the school equipment maintenance shed. The items will be packaged in appropriate sealed containers prior to removal. They are currently wrapped in plastic and rest in an open 55-gallon metal drum.

The items will be transported by truck to the Veritox J.S. Held, Inc., office in Redmond, WA, to be stored in transport packaging (plastic-wrapped in sealed drum or drums) as evidence in the locked and security-monitored warehouse at this location. The storage conditions are indoors, dry and secure, and there is no potential for items to be released or to come in contact with soil or water.

At the conclusion of the need to hold these items, they will be disposed of in accordance with laws via licensed carrier (Veolia, Inc.) to an appropriate disposal facility."

Mr. Peachey, if there is any additional information that I can provide to you, please let me know and I will be happy to do so.

Best regards,

Jennifer Campbell

Schwabe Williamson & Wyatt

Jennifer L. Campbell

Shareholder

Direct: 206-689-3052

jcampbell@schwabe.com

[Vcard](#) [LinkedIn](#)

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